

REMARKS

Office action summary. Claims 1-49 are rejected for lack of enablement.

This rejection is traversed.

Telephonic interview. Applicants thank the Examiner for the telephonic interview that took place on May 28, 2008. The first-named inventor Kevin Jorczak and the undersigned counsel took part. The undersigned counsel noted that a prototype had been built as a student project and mentioned the *Wands* factors as being legally relevant to enablement. The Examiner kindly indicated that he would reconsider the rejection if a declaration was presented. (Undersigned counsel believes that this declaration is what the Examiner referred to as “secondary considerations” in his interview summary mailed June 2, 2008.)

Response to rejection. The attached declaration from Professor Vaz is presented as evidence that this application is enabling for its claims. It is believed that this evidence establishes that the pending enablement rejection is incorrect. As was noted in the response to the prior office action, those of skill in the art have numerous resources they can turn to, including patents, textbooks, journal articles, and the like, for detailed information to design the components that would be used to implement the invention. They can also in many cases turn to off the shelf parts for certain components. Thus, there is no need for a highly detailed, blueprint-like explanation to appear in the application.

Applicants also reiterate their other arguments from the response to the first office action.

Applicants further note that in the related case 10/988,217, the Examiner has apparently withdrawn the enablement rejection. It is respectfully submitted that the claims and disclosure in the two cases are sufficiently similar that it would be inconsistent to maintain the enablement rejection here after withdrawing it in that case.

Conclusion. It is believed that the pending rejection is overcome by the current response. If the Examiner has any questions about this case, it is respectfully requested that he telephone the undersigned attorney.

Respectfully submitted,

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